

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF VIRGINIA  
ABINGDON DIVISION**

MARY QUESENBERRY, PAUL E.  
HOLLANDSWORTH, WALTER E. VIERS,  
CURTIS L. COX, ROBERT K. GOAD,  
SHIRLEY I. TOLBERT, on behalf of  
themselves and all other persons similarly  
situated; INTERNATIONAL UNION, UNITED  
AUTOMOBILE, AEROSPACE, AND  
AGRICULTURAL IMPLEMENT WORKERS  
OF AMERICA and UAW LOCAL UNION  
2069

Plaintiffs,

v.

VOLVO GROUP NORTH AMERICA, INC.  
f/k/a VOLVO TRUCKS NORTH AMERICA,  
INC. and VOLVO TRUCKS NORTH  
AMERICA RETIREE HEALTHCARE  
BENEFIT PLAN

Defendants.

Judge James P. Jones  
Magistrate Judge Pamela Meade Sargent

Civil Action No. 1:09-cv-00022

**PLAINTIFFS' MOTION FOR ATTORNEYS' FEES AND EXPENSES**

As the prevailing parties in this action, and for the reasons set forth in their Memorandum in Support of Plaintiffs' Motion for Attorneys' Fees and Expenses, Plaintiffs Mary Quesenberry, Paul Hollandsworth, Walter Viers, Curtis Cox, Robert Goad, and Shirley Tolbert (collectively, "Named Plaintiffs"); International Union, United Automobile, Aerospace and Agricultural Implement Workers of America ("UAW"); and UAW Local 2069, respectfully request that the Court exercise its discretion under section 502(g) of the Employee Retirement Income Security Act of 1974 ("ERISA"), 29 U.S.C.

§ 1132(g)(1), and award them attorneys' fees and expenses in the amount of \$1,047,601.42.

Respectfully submitted,

*s/ Julia Penny Clark*

JULIA PENNY CLARK (Virginia Bar 48175)

[jpclark@bredhoff.com](mailto:jpclark@bredhoff.com)

KIMBERLY SÁNCHEZ OCASIO (*pro hac vice*)

[ksanchez@bredhoff.com](mailto:ksanchez@bredhoff.com)

Bredhoff & Kaiser, P.L.L.C.

805 Fifteenth Street, N.W.

Suite 1000

Washington, DC 20005

(202) 842-2600

DANIEL W. SHERRICK (Michigan Bar P37171)

[dsherrick@uaw.net](mailto:dsherrick@uaw.net)

MICHAEL F. SAGGAU (Michigan Bar P35326)

[msaggau@uaw.net](mailto:msaggau@uaw.net)

8000 East Jefferson Avenue

Detroit, MI 48214

(313) 926-5216

*Counsel for Plaintiffs*

May 3, 2010

**CERTIFICATE OF SERVICE**

I hereby certify that on May 3, 2010, I electronically filed the foregoing Plaintiffs' Motion for Attorneys' Fees and Expenses with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Lindsey H. McGinnis  
Matthew J. Hank  
Robert C. Drake  
Thomas J. Bender  
LITTLER MENDELSON, P.C.  
1650 Tysons Blvd. Suite 700  
McLean, VA 22102  
[lmcginnis@littler.com](mailto:lmcginnis@littler.com)

Attorney for Defendants

Respectfully submitted,

*s/ Julia Penny Clark*  
JULIA PENNY CLARK (Virginia Bar  
48175)  
[jpclark@bredhoff.com](mailto:jpclark@bredhoff.com)  
KIMBERLY SÁNCHEZ OCASIO (*pro hac vice*)  
[ksanchez@bredhoff.com](mailto:ksanchez@bredhoff.com)  
Bredhoff & Kaiser, P.L.L.C.  
805 Fifteenth Street, N.W.  
Suite 1000  
Washington, DC 20005  
(202) 842-2600